



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Robert Clark
Clark's Garage
103 Clark Road
Factoryville, PA 18419

October 7, 2014

RE: Notice of Violation- Letter of Commitment
Underground Injection Control (UIC) Program
Facility ID: PAS001310028

Dear Mr. Clark:

Based on an inspection of your facility by the United States Environmental Protection Agency (EPA) on August 4, 2014, it has been confirmed that your facility is in violation of the Safe Drinking Water Act (SDWA), 42 U.S.C. §§300f-300j-11, and the Underground Injection Control (UIC) regulations promulgated under Sections 1421 and 1422 of the SDWA, 42 U.S.C. §§300h and 300h-1.

Specifically:

Clark's Garage is in violation of 40 C.F.R. §144.12 of the UIC regulations for operating a Class V injection well (floor drains discharging to a subsurface disposal system) which may allow the movement of fluids containing contaminants into underground sources of drinking water.

Such violation is subject to enforcement action under Section 1423 of the SDWA, 42 U.S.C. §300h-2. This Section provides for the initiation of civil and/or criminal actions in court or the issuance of Administrative Orders mandating compliance with all provisions of the SDWA and regulations and which may assess penalties for violations.

However, because the facility inspection did not reveal a significant volume of wastewater disposal, the enforcement actions described above may not be necessary, provided you can assure that liquid contaminants will not discharge from your floor drain to the subsurface.

You must either permanently seal the drain with concrete, or you may continue to use the drain to wash cars provided that you limit your operations in the garage as specified in the enclosed Letter of Commitment.

Within thirty (30) days of receipt of this notice, you must agree to the conditions in the enclosed Letter of Commitment, and return a signed copy of the Agreement to the Environmental Protection Agency. Retain a copy for your records.

Send all correspondence to the attention of Andre Hoyer, of my staff. Please include our mail code, 3WP22, on the outside of all correspondence to insure proper routing. We have included a return mailing label for your convenience.

We urge your prompt attention to this matter. A formal enforcement action with a penalty, as referenced above, may be initiated if we are unable to resolve this matter in a timely manner.

If you have any questions, please contact Andre Hoyer at (215) 814-5461.

Sincerely,

A handwritten signature in cursive script that reads "Roger Reinhart".

Roger Reinhart
Ground Water & Enforcement Branch
Office of Drinking Water & Source Water Protection

Enclosure